

**ASSEMBLY BILL**

**No. 1428**

**Introduced by Assembly Member Levine**

February 21, 2003

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An act to add Section 22825.8 to the Government Code, relating to public employee health benefits.

LEGISLATIVE COUNSEL'S DIGEST

AB 1428, as introduced, Levine. Public employee health benefits: local agency annuitants.

Under the Public Employees' Medical and Hospital Care Act, contracting agencies may pay all or a portion of the employer's contribution, as specified, for health benefits for retired employees who had at least 10 years of credited service, as defined, and at least 5 of those years were performed for the contracting agency.

This bill would authorize contracting agencies to pay the employer's contribution for health benefits for retired employees who meet eligibility criteria determined by the contracting agency.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 22825.8 is added to the Government  
2 Code, to read:  
3 22825.8. (a) Notwithstanding Sections 22825 and 22825.5,  
4 the employer contribution for postretirement health benefits  
5 payable for any employee of a contracting agency subject to this  
6 section shall be equal to 100 percent of the amount established

1 pursuant to paragraph (1) of subdivision (a) of Section 22825.5,  
2 if the employee retires for service and has been credited with the  
3 minimum amount of service at retirement, and meets any other  
4 eligibility criteria, as determined by the contracting agency  
5 pursuant to subdivision (b).

6 (b) This section does not apply to any contracting agency nor  
7 to its employees and annuitants unless and until the agency files  
8 with the board a resolution of its governing body electing to be so  
9 subject. The resolution shall be adopted by a majority vote of the  
10 governing body and shall be effective at the time provided in the  
11 board's regulations. The resolution shall specify the number of  
12 years of service with which an employee must be credited in order  
13 to be eligible for benefits under this section. The resolution may  
14 also specify other eligibility criteria with respect to those benefits.

